



S003065%\$%2005

2003, 2004, 2005

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: L & L FARMS, LLC; TOM LUCKY;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

TOM LUCKY
2495 W MARCH LN #100
STOCKTON, CA 95219

STATEMENT NO.: S003065
CONTACT PHONE NO.: (209)951-8700

Source Name: SAN JOAQUIN RIVER

Tributary To: SUISUN BAY

County: San Joaquin

Year of First Use: 1850

Diversion Within: NE1/4 of NW1/4 Section 11, T02N, R04E, MB&M

Parcel Number:

A. **Water is Used Under:** Riparian claim _____ Pre-1914 right _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) _____

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)			Acre-feet (AF)			Other			Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2003													
2004													
2005													

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____;

Other (specify) _____

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

8/1/08
Inspector
Status

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: _____, 20____ at _____, California

SIGNATURE: _____

PRINTED NAME: _____
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA
There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

CY 12-95
S-3 065

**** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ****

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

MAR 17 1995

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S003065

OWNER OF RECORD: ~~LAGOMARINO CITRUS~~ **L & L FARMS**

RECLAMATION DIST NO: 2041

PO BOX 2461

STOCKTON, CA 95201

**2495 W. MARCH LANE #100
STOCKTON CA 95219**

SOURCE: SAN JOAQUIN RIVER

TRIBUTARY TO: SUISUN BAY

COUNTY: SAN JOAQUIN

DIVERSION

WITHIN: NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ SECTION 11, T2N, R4E, MDB&M.

TELEPHONE NUMBER:

(209) 465-5883

YEAR OF FIRST USE: 1850

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim ☒; Pre 1914 right _____; Other (explain) _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992						/	/	/	/	/	/	/	7000
1993													7000
1994													7000

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1000 ac acres; Stockwatering _____; Domestic ☒

Other (specify) leaching - water for HABITAT

***** CONTINUE ON BACK PAGE *****

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

N/A

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 29, 1996, at Stockton, California
SIGNATURE: [Signature]
PRINTED NAME: EARN (FIRST NAME) Wesley (M. NAME) COOLEY (LAST NAME)
COMPANY NAME: L&L

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. _____

DIVERSION SITE: _____

OWNER'S NAME

Same as below

(FIRST)

(MIDDLE)

(LAST)

PARCEL NO. _____

PLACE OF USE:

OWNER'S NAME

(FIRST)

(MIDDLE)

(LAST)

1. PARCEL NO.

Medford Island

2. PARCEL NO. _____

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER

NAME

Tom

(FIRST)

(MIDDLE)

(LAST)

MAILING ADDRESS

2495 W March Lane #100
Stockton CA 95219

(CITY)

(STATE)

(ZIP)

TELEPHONE NO.

209 951 - 8700

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME

(FIRST)

(MIDDLE)

(LAST)

MAILING ADDRESS

(CITY)

(STATE)

(ZIP)

TELEPHONE NO. () -

2. NAME

(FIRST)

(MIDDLE)

(LAST)

MAILING ADDRESS

(CITY)

(STATE)

(ZIP)

TELEPHONE NO. () -

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 28 AM 10:00
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSIONS AND USE

DIVERTER OF RECORD:

STATEMENT NO: 003065

LAGOMARSINO CITRUS
C/O RECLAMATION DIST NO 2041
P O BOX 1461
STOCKTON, CA 95201

TELEPHONE NUMBER:
(209) 465-5883

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: SAN JOAQUIN RIVER

TRIBUTARY TO: SUISUN BAY

COUNTY: SAN JOAQUIN

YEAR OF FIRST USE: 1850

DIVERSION

WITHIN: NE1/4 OF NW1/4 SECTION 11, T02N, R04E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above)

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other)

JAN. FEB. MAR. APR. MAY JUNE JULY AUG. SEPT. OCT. NOV. DEC. TOTAL ANNUAL

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991													7000 AC/14/12R
1992													7000
1993													7000

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1000 acres; Stockwatering ; Domestic

Other (specify) spring leaching, winter water flow habitat

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 1, 19 94, at Modesto IS, California

Signature: [Signature]

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"Appropriation of Water in California"

STATEMENT OF WATER DIVERSION AND USE

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

This statement should be typewritten or legibly written in ink

3065

A. Name of person diverting water Richard Fagmarovic
Address 599 Delta Hall Ave., Tustin, Cal 93003
B. Name of body of water at point of diversion San Joaquin River
C. Point of diversion Delta Hall Township Delta Range Delta
County, or locate it on sketch of section grid on reverse side with regard to section lines or
D. Name of water San Joaquin River
E. Capacity of diversion works 4,000
Capacity of storage reservoir _____
F. Quantity of water used each month in gallons or acre-feet _____

Year Jan. Feb. Mar. Apr. May June July Aug. Sept. Oct. Nov. Dec. Total

It is hereby stated and agreed that the water was used for the purpose of _____ and the amount of water used was _____ acre-feet.

Amount of water used in each year _____
Amount of water used in each year _____

Type of diversion facility: gravity ☒ pump _____
Method of measurement: weir _____ electric power meter _____ water meter _____

Purpose of use (what water is being used for): _____
G. Name, description or location of place of use (see sketch of section grid on reverse side if you desire)

H. Year of first use to which is known 1850
I. Name of person filing statement Richard Fagmarovic
Address 599 Delta Hall Ave., Tustin, Cal
J. Signature Richard Fagmarovic
Date signed 7-11-67
K. Amount due to State 2.00

See Instructions on Reverse Side